

Amendment No. 11 to SB7001

Herron
Signature of Sponsor

FILED

Date _____

Time _____

Clerk _____

Comm. Amdt. _____

AMEND Senate Bill No. 7001*

House Bill No. 7001

By deleting SECTION 23 of the bill and substituting instead the following:

SECTION 23. Tennessee Code Annotated, Title 2, Chapter 10, Part 1, is amended by adding the following as a new, appropriately designated section:

2-10-1__.

(a) Each person or persons who make a disbursement or incur an obligation for the costs of producing or disseminating electioneering communications in an aggregate amount in excess of five thousand dollars (\$5,000) during any calendar year shall, within twenty-four (24) hours of each disclosure date, file with the registry of election finance, a statement containing the information described in subsection (b).

(b) Each statement disclosing electioneering communications must include:

(1) The identification of the person who made the disbursement, or who incurred the obligation to make a disbursement, and the person's principal place of business if the person is not an individual;

(2) The identification of any person sharing or exercising direction or control over the activities of the person who made the disbursement or incurred the obligation;

(3) The identification of the custodian of books and accounts from which the disbursements were made;

(4) The amount of each disbursement or amount obligated in excess of two hundred dollars (\$200) during the period covered by the statement, the date of the disbursement, or the date the obligation was incurred, and the person who received the funds;

(5) All clearly-identified candidates referred to in the electioneering communication and the elections in which they are candidates;

(6) The disclosure date; and

(7) The name and address of each donor who, since either the first day of the preceding calendar year or since the preceding disclosure date, has donated or pledged to donate in the aggregate one hundred dollars (\$100) or more to the person making the disbursements, or to the separate segregated bank account if the disbursements were paid exclusively from that bank account.

(c) For the purposes of this section:

(1) "Electioneering communication" means any print, broadcast, cable or satellite communication which:

(A) Refers to a clearly identified candidate for state office. An electioneering communication refers to a clearly identified candidate for state office if it contains the candidate's name, nickname or image, or makes any unambiguous reference to the person or such person's status as a candidate; and

(B) Is made within fifty (50) days of an election for the office sought by the candidate.

(2) "Electioneering communication" does not include:

(A) A communication appearing in a news story, commentary, or editorial distributed through the facilities of any broadcasting station, unless such facilities are owned or controlled by any political party, political campaign committee or candidate;

(B) A communication which constitutes an expenditure or an independent expenditure under this chapter; or

(C) Any other communication exempted under such rules as the registry may promulgate to ensure appropriate implementation of this section.

(3) "Disclosure date" means the date on which a person or persons make disbursements or incur obligations for the direct costs of producing and airing electioneering communications aggregating in excess of five thousand dollars (\$5,000). The date of any subsequent disbursement or obligation of any amount shall be a separate disclosure date.